

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of

Gundula Roth, et al.



Serial No.: 10/539,248

Group Art Unit: 2879

Filed: June 16, 2005

Examiner: Unknown

For: PHOSPHOR AND OPTICAL DEVICE USING THE SAME

Commissioner for Patents  
Alexandria, Virginia 22313-1450

**INFORMATION DISCLOSURE STATEMENT**

Sir:

Under the provisions of 37 CFR §1.97 through §1.99 and pursuant to applicants' duty of disclosure under 37 CFR §1.56, applicants respectfully bring the following documents cited in the Japanese Notification of Reasons for Refusal dated February 7, 2007, in a counterpart foreign application and listed on the attached form PTO-1449, to the attention of the Examiner in charge of the above-identified application. Copies of the listed documents are provided herewith for the convenience of the Examiner. Further, English-language abstracts are attached to the listed references.

In compliance with the requirements of 37 CFR §1.98(a)(3), as a concise statement of relevance, as it is presently understood by the individual designated in 35 U.S.C. §1.56(c) most knowledgeable about the content of the information, the undersigned attorney of record submits a translation of an official action by a foreign examiner in which the references were cited. The relevance to the pending U.S. patent application is that the references were cited in a foreign patent application on the same subject matter. However, no independent analysis of the references, the accuracy of the statement of the foreign examiner or the claims of the foreign application under the laws of that country or the United States relative to the subject matter claimed in the present application has been made, the present understanding of the contents thereof by the undersigned being based on the translation of the foreign examiner's comments submitted herewith.

This citation does not constitute an admission that the references are relevant or material to the claims. They are only cited as constituting related art of which the applicants are aware.

\*Serial No.: 10/539,248  
Docket No.: PTGF-03106US  
HIR.157

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I hereby certify that each item of information contained in this Information Disclosure Statement was the first citation of that item by a foreign patent office in a counterpart foreign application, which occurred not more than three months prior to the filing of this statement.

It is respectfully requested that the listed references be considered by the Examiner and formally made of record in this application.

Please charge any deficiencies in fees and credit any overpayment of fees to Attorney's Deposit Account No. 50-0481.

Respectfully submitted,



Sean M. McGinn, Esq.  
Registration No. 34,386

Date:

5/7/07

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## INFORMATION DISCLOSURE CITATION

(Use several sheets if necessary)



Docket Number (Optional)

PTGF-03106US

Application Number

10/539,248

Applicant(s)

Gundula ROTH, et al

Filing Date

June 16, 2005

Group Art Unit

2879

## PATENT DOCUMENTS

| *EXAMINER<br>INITIAL | REF | DOCUMENT NUMBER | DATE | NAME | CLASS | SUBCLASS | FILING DATE<br>IF APPROPRIATE |
|----------------------|-----|-----------------|------|------|-------|----------|-------------------------------|
|                      |     |                 |      |      |       |          |                               |
|                      |     |                 |      |      |       |          |                               |
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## U.S. PATENT APPLICATION PUBLICATIONS

| *EXAMINER<br>INITIAL | REF | DOCUMENT NUMBER | DATE | NAME | CLASS | SUBCLASS | FILING DATE<br>IF APPROPRIATE |
|----------------------|-----|-----------------|------|------|-------|----------|-------------------------------|
|                      |     |                 |      |      |       |          |                               |
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## FOREIGN PATENT DOCUMENTS

|        | REF | DOCUMENT NUMBER | DATE       | COUNTRY | CLASS | SUBCLASS | Translation |    |
|--------|-----|-----------------|------------|---------|-------|----------|-------------|----|
|        |     |                 |            |         |       |          | YES         | NO |
| /D.R./ |     | 53-57188        | 05/24/1978 | Japan   |       |          | Claim       |    |
| /D.R./ |     | 10-112557       | 04/28/1998 | Japan   |       |          | ABS         |    |
|        |     |                 |            |         |       |          |             |    |
|        |     |                 |            |         |       |          |             |    |
|        |     |                 |            |         |       |          |             |    |
|        |     |                 |            |         |       |          |             |    |
|        |     |                 |            |         |       |          |             |    |

## OTHER DOCUMENTS

(Including Author, Title, Date, Pertinent Pages, Etc.)

|        |  |  |  |  |  |  |  |  |
|--------|--|--|--|--|--|--|--|--|
| /D.R./ |  | Japanese Notification of Reasons for Refusal dated February 7, 2007 with English translation |  |  |  |  |  |  |
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| EXAMINER | /Donald Raleigh/ | DATE CONSIDERED | 06/23/2008 |
|----------|------------------|-----------------|------------|

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP Section 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.